

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF INDIANA  
SOUTH BEND DIVISION**

DAIMEON MOSLEY,	)	
	)	
	)	
Plaintiff,	)	
v.	)	Case No. 3:17-cv-00924-JD-MGG
	)	
KOHL'S DEPARTMENT STORES, INC.,	)	
	)	
Defendant.	)	
	)	

**VOLUNTARY DISMISSAL WITH PREJUDICE**

Plaintiff, DAIMEON MOSLEY ("Plaintiff"), by and through undersigned counsel, hereby files this Notice of Voluntary Dismissal of this Action **with prejudice** pursuant to Rule 41(a)(1)(A)(i) of the Federal Rules of Civil Procedure, and gives notice of the following:

1. Defendant, KOHL'S DEPARTMENT STORES, INC. ("Defendant"), has not filed an Answer or a Motion for Summary Judgment and therefore the dismissal of this action at Plaintiff's request is proper pursuant to Fed. R. Civ. P. 41(a)(1)(A)(i).

2. This case shall be dismissed **with prejudice** with each party bearing his/its own attorneys' fees and costs.

BY: /s/ Jason S. Weiss  
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**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that on this 14<sup>th</sup> day of March, 2018, I electronically filed the foregoing with the Clerk of the Court by using the CM/ECF system which automatically gives notice.

BY: /s/ Jason S. Weiss  
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